

MINUTES OF THE REGULAR MEETING OF THE COMMON COUNCIL

The regular meeting of the Common Council of the City of Chippewa Falls was held on Tuesday, September 3, 2013, in the City Hall Council Chambers. Mayor Greg Hoffman called the meeting to order at 6:30 pm. The Pledge of Allegiance was recited.

CLERK CALLS THE ROLL

Council Members present: Rob Kiefer, Amy Mason, Jane Lardahl, Bill Hicks, and George Adrian. Absent were Mike Hanke and Chuck Hull.

Also Present: City Attorney Robert Ferg, Finance Manager/Treasurer Lynne Bauer, City Director of Public Works/City Engineer/Utilities Manager Rick Rubenzer, Fire Chief Tom Larson, Police Chief Wendy Stelter, Assistant City Engineer Matt Decur, Parks and Recreation Director Dick Hebert, City Clerk Bridget Givens, President of the Chippewa Falls Area Chamber of Commerce Mike Jordan, Heather Marble of Sweeney's Bar & Grill, and Steve Frazer of Frazer Construction.

APPROVAL OF MINUTES OF PREVIOUS MEETING

(a) Motion by Adrian/Mason to approve the minutes of the Regular Council Meeting of August 20, 2013. **All present voting aye, motion carried.**

PERSONAL APPEARANCES BY CITIZENS

(a) Randy Dresel, 346 E Park Avenue, appeared to express his opinion that the Council should consider remodeling the Chamber of Commerce building for restrooms and possibly a concession stand, rather than purchasing it to tear it down.

PUBLIC HEARINGS - None

COMMUNICATIONS - None

REPORTS

(a) Motion by Lardahl/Hicks to approve the Board of Public Works minutes of August 26, 2013. **Roll Call Vote: Aye – Lardahl, Hicks, Adrian, Kiefer, Mason. Motion carried.**

APPLICATIONS

(a) Motion by Mason/Adrian to approve the Operator (Bartender) Licenses as approved by the Police Department. **All present voting aye, motion carried.**

(b) Motion by Hicks/Mason to approve the Street Use Permit Application from Chippewa River Industries, Inc. for the CRI Open House to be held on Lake Wissota Drive from Hamilton Drive N. to approximately Lakeview Drive on October 17, 2013 from 3:30 pm – 7:30 pm. **All present voting aye, motion carried.**

(c) Motion by Hicks/Adrian to approve the Street Use Permit Application from Jordan VanProosdy for the Chi-Hi Student Council Homecoming Parade and Bonfire to be held on various City Streets on September 20, 2013. **All present voting aye, motion carried.**

(d) Motion by Adrian/Kiefer to approve the Street Use Permit Application from Sweeney's Bar & Grill for a cancer benefit to be held on the Woodward Avenue block adjacent to the bar on September 21, 2013 from 12:00 pm – 9:00 pm. **All present voting aye, motion carried.**

(e) Motion by Adrian/Kiefer to approve the request from Colleen Johnson from Sweeney's Bar & Grill for a temporary extension of premises in relation to their current Alcohol Beverage License Application for a benefit to be held on September 21, 2013. **All present voting aye, motion carried.**

(f) Motion by Mason/Hicks to approve the Application for Temporary Class "B" / "Class B" Beer and Wine Retailer's License from the McDonell Athletic Booster Club for the Spirit of the Macks event to be held at McDonell Central Catholic High School, 1316 Bel Air Blvd, on October 5, 2013. **All present voting aye, motion carried.**

PETITIONS - None

MAYOR ANNOUNCES APPOINTMENTS - None

MAYOR'S REPORT - None

COUNCIL COMMITTEE REPORTS

(a) **Motion by Hicks/Adrian** to approve the Committee #1 Revenues, Disbursements, Water and Wastewater minutes of September 3, 2013. **Roll Call Vote: Aye – Hicks, Adrian, Kiefer, Mason, Lardahl. Motion carried.**

(b) **Motion by Lardahl/Mason** to approve the Committee #2 Labor Negotiations, Personnel, Policy and Administration minutes of September 3, 2013, amending the call to order time to 5:15 pm. **Roll Call Vote: Aye – Lardahl, Mason, Kiefer, Hicks, Adrian. Motion carried.**

(c) **Motion by Mason/Kiefer** to approve the Committee #3 Transportation, Construction, Public Safety and Traffic minutes of September 3, 2013. **All present voting aye, motion carried.**

REPORT OF OFFICERS - None

ORDINANCES

(a) The First Reading of **Ordinance #2013-11 Entitled:** An Ordinance Amending the Zoning Code of the City of Chippewa Falls (24 Sunshine Circle from C-4 Highway Commercial to R3-A Multi-Family Residential) was held.

(b) The First Reading of **Ordinance #2013-12 Entitled:** An Ordinance Amending the Street Use Permit Code Section, § 8.10 (5) of the Chippewa Falls Municipal Code was held.

RESOLUTIONS

(a) **Motion by Lardahl/Hicks to table Resolution #2013-38 Entitled:** Resolution to Adopt the City of Chippewa Falls Outdoor Parks & Recreation Plan, 2013-2018 as the Official Outdoor Recreation Plan for the City of Chippewa Falls to allow Council adequate time to review the Plan. **All present voting aye, motion carried.**

OTHER NEW OR UNFINISHED BUSINESS AS AUTHORIZED BY LAW

(a) Rubenzer informed Council that the Development Agreement is the standard agreement and has been approved by Attorney Ferg. Councilor Mason questioned if additional setback requirements would be necessary for safety concerns. Rubenzer advised that Wisconsin does not connect in to Chippewa Crossing Boulevard, so it is not necessary. Mason further questioned if a sound wall would need to be addressed to curb road noise from Business 29, and the Mayor stated that the noise is primarily from Highway 29, which we would have no control over. **Motion by Hicks/Adrian** to approve the Development Agreement relating to Marilyn Addition Plat by and between the City of Chippewa Falls and Frazer Construction. **Roll Call Vote: Aye – Hicks, Adrian, Kiefer, Mason, Lardahl. Motion carried.**

(b) Rubenzer met with Ken Custer of Chippewa Valley Grain and Processing who is requesting a permit for overweight sealed transport within the City limits. The loaded container weight requested would be consistent with what is allowed by state law. **Motion by Hicks/Kiefer** to approve the Request of Overweight Sealed Container Transport Permit from Chippewa Valley Grain and Processing Inc. **Roll Call Vote: Aye – Hicks, Kiefer, Lardahl, Adrian, Mason. Motion carried.**

(c) Attorney Ferg shared that SEH wanted to change how funds are being held by Chippewa Valley Title & Abstract to allow a more workable system for the subcontractors. The protections in place would require a lien waiver to be signed and returned before any further draws are made. Chippewa Valley Title & Abstract would insure the City and Redevelopment Authority against any mechanics liens. **Motion by Mason/Hicks** to approve Amendment No. 1 to Disbursing Agreement between the City of Chippewa Falls and Short Elliott Hendrickson, Incorporated. **Roll Call Vote: Aye – Mason, Hicks, Adrian, Kiefer, Lardahl. Motion carried.**

(d) Attorney Ferg advised this agreement was developed to provide more definition and structure to what has already been agreed upon. Councilor Mason wanted to ensure it was noted that the monies being used for this purchase were bond monies being funded by donor TIF #11, not being assessed to the taxpayer. **Motion by Hicks/Adrian** to approve the Purchase, Sale, and Development Agreement between the Chippewa Falls Area Chamber of Commerce and the City of Chippewa Falls. **Roll Call Vote: Aye – Hicks, Adrian, Kiefer, Mason, Lardahl. Motion carried.**

CLAIMS

(a) Motion by Mason/Adrian to approve the claims of the various boards and departments of the City as recommended by the Claims Committee as follows:

City General Claims:	\$69,713.11
Authorized/Handwritten Claims:	\$2,092.19
Department of Public Utilities:	<u>\$0.00</u>
Total of Claims Presented	<u>\$71,805.30</u>

Roll Call Vote: Aye – Mason, Adrian, Kiefer, Lardahl, Hicks. Motion carried.

(b) Motion by Hicks/Adrian to refer the sewer damage claim submitted by Jim Bembnister, 26 Beaver Street to the insurance company. **All present voting aye, motion carried.**

(c) Motion by Hicks/Mason to refer the sewer damage claim submitted by Lucyann LeCleur, 201 S. Rural Street to the insurance company. **All present voting aye, motion carried.**

CLOSED SESSION - None

ADJOURNMENT

Motion by Mason/Lardahl to adjourn at 7:05 pm. **All present voting aye, motion carried.**

Submitted by:

Bridget Givens
City Clerk